

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK

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Insurance Company (a/k/a Sussex Insurance Company)*

COMPANION PROPERTY & CASUALTY  
INSURANCE COMPANY (a/k/a SUSSEX  
INSURANCE COMPANY)

Plaintiff

v.

THOMAS PETRIZZO, EC COMMODITIES.,  
CORP., AND ELSA CERRONE

Defendants.

Civil Action.no.

2:16-cv-02791-SJF-SIL

CIVIL ACTION

**PROPOSED ORDER OF  
DISMISSAL**

**WHEREAS**, pursuant to Federal Rule of Civil Procedure 41(A)(2), the undersigned counsel submits that Plaintiff Companion Property & Casualty Insurance Company (a/k/a Sussex Insurance Company) (“Companion”) has entered into a confidential Settlement Agreement with Thomas Petrizzo, one of the defendants in the above action, and that, in accordance therewith: (a) Defendant Thomas Petrizzo has complied with his obligations; and (b) once he complied, Companion agreed to dismiss the within suit with prejudice as against all of the defendants in this action and without costs;

**IT IS HEREBY ORDERED:**

1. This action is dismissed with prejudice and without costs; and,

2. All motions/applications/conferences pending before this Court are hereby deemed withdrawn or cancelled;

3. This proposed order of dismissal will not have any effect upon and will not serve to dismiss any claims in a related action pending in another district as against other parties in the matter captioned Companion Property & Casualty Insurance Company, (a/k/a Sussex Insurance Company) v. Keith Feuilly, et. al. Civil Action No. 02-16-02608-ES-SCM currently pending in the District Court of New Jersey; and,

4. A copy of this order shall be circulated to all parties within seven (7) days of receipt of this Order.

Date: August 16, 2016

By: s/David C. Dreifuss  
David C. Dreifuss, Esq.  
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*Attorney for Plaintiff Companion  
Property & Casualty Insurance Company  
(a/k/a Sussex Insurance Company)*

SO ORDERED:

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U.S.M.J

Date: